

GARDEN CITY BOXING CLUB, INC.,)
a California corporation,)
Plaintiff,)
v.) **No. 06 C 4945**
ANTHONY LA COCO, individually and) **Judge Kendall**
LACOCO PIZZA & PASTA, INC., an)
Illinois corporation, d/b/a La CoCo's,) **Magistrate Judge Schenkier**
Defendants.)

COMES NOW the Plaintiff, **GARDEN CITY BOXING CLUB, INC.**, a California corporation, by and through its attorneys, ZANE D. SMITH & ASSOCIATES, LTD. and moves this Honorable Court for the entry of a Prove-up Order against **ANTHONY LA COCO, individually and LACOCO PIZZA & PASTA d/b/a LACOCO's** and in support thereof, states as follows:

2. That on September 29, 2006 the Defendants, **ANTHONY LA COCO and LACOCO PIZZA & PASTA d/b/a LACOCO'S** were served with a copy of the Complaint and Summons;

4. That this matter is brought pursuant to the Communications Act of 1934, 47 U.S.C. § 151 et seq. as amended by the Cable Communications Policy Act of 1984, 47 U.S.C. § 521 et seq and the Copyright Act of 1976, 17 U.S.C. §§ 101 et seq.;

. That the aforesaid Act provides for statutory liquidated damages to wit:

a) Sixty Thousand (\$60,000.00) Dollars for each violation of Section 553 of the Cable Communications Act;

b) One Hundred Ten Thousand (\$110,000.00) Dollars for each violation of Section 6504 of the Copyright Act:

5. That in the instant matter, there were twelve (12) violations of the aforesaid provisions of the Cable Communication Act; See the Affidavit of the Investigator, attached hereto and made a part hereof, marked "Plaintiff's Exhibit A;"

6. That Plaintiff is therefore entitled to Two Million Forty Thousand and No/100 (\$2,040,000.00) Dollars as Statutory liquidated damages.

7. That Plaintiff is further entitled to Two Thousand Two Hundred Thirty Six and 74/100 (\$2,236.74) Dollars for attorney's fees and costs; See an Affidavit of Plaintiff's Counsel, Zane D. Smith, attached hereto and made a part hereof, marked "Plaintiff's Exhibit B."

8. That Plaintiff is entitled to statutory damages, in the amount of \$2,040,000.00 plus attorneys and fees and costs of \$2,236.74 totaling \$2,042,236.74.

WHEREFORE, the Plaintiff, GARDEN CITY BOXING CLUB, INC., respectfully prays this Honorable Court for the entry of an Order in Plaintiff's favor and against the defendants, ANTHONY LA COCO, individually and LACOCO PIZZA & PASTA d/b/a LACOCO's in the amount of amount of \$2,042,236.74 and for such other relief as this Court deems just and right.

Respectfully submitted,

ZANE D. SMITH & ASSOCIATES, LTD.

By: /s/ Zane D. Smith
Zane D. Smith, Plaintiff's Attorney

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